



GLOUCESTER CITY COUNCIL

9 Dale Avenue, Gloucester, MA 01930 Office (978) 281-9720 Fax (978) 282-3051

CITY COUNCIL STANDING COMMITTEE

Ordinances & Administration

Monday, August 15, 2011 - 7:00 p.m.

1st Fl. Council Committee Rm. - City Hall AGENDA

(Items May be taken out of order at the discretion of the Committee)

1. Continued Business:

- A) CC2011-028 (Tobey) That O&A investigate and report to Council an enactment of a "Gloucester Residents Only" parking district ordinance on Beach Court in front of 17-21 Commercial Street from June 15th through July 15th
- B) Memorandum and Information regarding proposed changes to Gloucester City Ordinance Chapter 10-Waterways Administration Sections 10-1 and 10-2 (Cont'd from 06/20/11)

2. New Appointments: William (BG) Brown

Susan Goodall

Fisheries Commission

TTE 02/14/14

Council on Aging

TTE 02/14/14

- 3. Request for the Appointment of a Building Committee re: Lane's Cove Fish Shack
- 4. Memorandum from CAO re: establishment of the Emergency Management Department

The following three matters are to be continued to 09/19/11:

- 5. CC2011-033 (Mulcahey) Speed Study re: Taylor Street & Friend Street
- 6. CC2011-034 (Hardy) Amend GCO §22-270 (Parking Prohibited at all Times) & GCO §22-291 (Tow-Away Zones) Re: Leonard Street
- 7. CC2011-036 (Curcuru) Amend GCO §22-287 (Disabled veteran, handicapped parking) re: Clifford Court #8

COMMITTEE

Councilor Sefatia Theken, Chair Councilor Ann Mulcahey, Vice Chair Councilor Bruce Tobey

Committee members - Please bring relevant documentation

Back-up and Supporting Documentation all on file at the City Clerk's Office, City Hall

CC: Mayor Carolyn Kirk
Jim Duggan
Linda T. Lowe
Robert Ryan/Larry Ingersoll
Fire Chief Phil Dench/Deputy Chief Miles Schlichte
Tony Gross/Cate Banks
Jim Hafey
Bill Sanborn
Lisa Press
Jim Caulkett

The listing of matters is those reasonably anticipated by the Chair which may be discussed at the meeting. Not all items listed may in fact be discussed and other items not listed may also be brought up for discussion to the extent permitted by law.



ORDER: Councillor

#CC2011-028 Bruce Tobey

DATE RECEIVED BY COUNCIL: 06/21/11

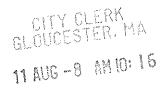
REFERRED TO:

O&A

ORDERED that the O&A committee investigate and report back to the council on the enactment of an ordinance establishing a "Gloucester residents only" parking district on Beach Court and in front of 17 -21 Commercial Street, effective only from June 15th through July 15th of each year.

Bruce Tobey Councillor At Large

CITY OF GLOUCESTER TRAFFIC COMMISSION



A meeting was held on Thursday, August 4th, 2011 at 6:00 p.m. in the third floor conference room at Gloucester City Hall.

Meeting was opened at 6:00 p.m. by Chairman Robert B. Ryan. Attending were members Larry Ingersoll and Michael Mulcahey. Also present was City Councilor Ann Mulcahey.

AGENDA

Order #CC2011-028 (Councilor Tobey) That the O&A investigate and report to the Council an enactment of a "Gloucester Residents Only" parking district ordinance on Beach Court in front of 17-21 Commercial Street from June 15th through July 15th.

(Note: The O&A Committee wishes to get feedback from the TC on this matter)

After a discussion, a MOTION was MADE, SECONDED and PASSED to RECOMMEND the following Ordinance:

Amending GCO 22-270.1 (Resident Sticker Parking Only May 1st to September 15th)) and 22-291 (Tow Away Zones) by ADDING:

17-21 Commercial Street, westerly side, in a southerly direction to its intersection with Beach Court AND Beach Court, both sides, for its entire length.

NOTE: This is similar to an order that was submitted by Councilor Curcuru (CC2009-042) which was tabled until a ruling was made by the city's legal department.

Confusion by the police when writing parking tickets for resident only violations is due to there being no code on the tickets for that specific violation. It currently is either a prohibited area (\$15) or prohibited beach area (\$45). This is something that will need to be addressed when new ticket books are printed.

The O&A Committee asked the TC to look for ways to increase the inventory of public parking spaces in the downtown area. At this time, the only areas the TC could possibly see were as follows:

Harbor Loop: reconfiguring or removing some of the current parking for tractor trailers and install meters to the area for use by cars.

At a meeting in December of 2007, the TC approved a recommendation to remove the Loading Zone/Taxi Stand on Rogers Street by Lat 43 (Order #CC2007-44 by Councilor

Foote). This would have added 2 or 3 metered spaces. We believe that this recommendation was never followed.

Upon completion of the Harbor Walk and development of the I4-C2 parcel, the TC will be better able to look for increased parking inventory.

The meeting was adjourned at 6:47 p.m.

ROBERT B. RYAN, Chairman

LARRY INGERSOLL, Secretary

CITY COUNCIL STANDING COMMITTEE Ordinances & Administration

Monday, June 20, 2011 – 7:00 p.m.

3rd Fl. Council Committee Room – City Hall

-Minutes-

Present: Chair, Councilor Sefatia Theken; Councilor Joseph Ciolino (Alternate); Councilor Greg Verga (Alternate)

Absent: Councilor Tobey; Councilor Mulcahey

Also Present: Councilor Robert Whynott; Linda T. Lowe; Cate Banks; Michele H. Harrison; Jim Caulkett; Officer Scott Duffany; Tony Gross; Chief Michael Lane; Jim Duggan

The meeting was called to order at 6:57 p.m. Items were taken out of order.

1. Old Business

A) Memorandum and Information regarding proposed changes to Gloucester City Ordinance Chapter 10-Waterways Administration Sections 10-1 and 10-2

Tony Gross, Chair of the Waterways Board spoke to the Committee about the proposal by the Administration to add two new members via ordinance amendment (This matter had been voted out of Committee on 5/16/11 for public hearing but was returning before them to correct/amend the motion language.) believing it diminishes the commercial fishing roles and was to maintain the commercial fisheries ratio on the Board as is. The Board hadn't heard a compelling reason from the Administration as to what type of individual they want to put on the Board. Mr. Duggan could not name at this time whom the economic development nominees might be. [Note: Mr. Duggan left the meeting at this time to attend an ongoing B&F Budget Review meeting | Councilor Theken recounted when the proposal to change the ordinance for Sections 10-1 and 10-2 was first in front of O&A the Mayor had wanted to take two fishermen off the board to put in two members representing economic development. However, she discussed with the Mayor the importance of leaving the fishermen slots on the Board and asked her instead to add two positions to the Board for economic development. There was a discussion between the Committee and Ms. Banks and Mr. Gross as to the composition of the Board with three positions opening up in February 2012. Members of the Board's assigned to the roles per the ordinance in place now are: Peter Bent and David Murray, recreational boating; Phil Cusumano and Cate Banks, At Large; Arthur "Sooky" Sawyer, Vito Calomo and Mr. Gross represent the fishing industry. He then read Sec. 10-1 and noted they haven't had a lot of cooperation with City staff but Councilor Ciolino countered there hasn't been much cooperation on the Board's side either. Mr. Gross agreed. But he asked for a chance first to allow the Board to move forward with himself now at the helm before making these changes to the composition of the Board. As an example he pointed out he met with the Community Development Director regarding 10-A floats and the DPA, and received something in writing from her. Much of the waterfront isn't used for commercial fishing. They're thinking and trying all the time for ways to change that. They've been working for two years on regulations. Further, he felt they're working hard and are looking for ways for the entire City to succeed all around for the fishing industry. He asked the Mayor and asked the Committee to postpone putting Waterways Sec. 10-1 and 10-2 out for public hearing in order to give them some time to prove this was a well motivated and dynamic board. On inquiry from Councilor Theken, Mr. Gross felt the new ratio would skew the Board and also make the subcommittees unwieldy. Councilor Theken asked how the Board would be diminished if they had two economic development persons added. Ms. Banks noted there are three fishermen right now on the Board; four are not. She pointed out she most always votes with the fishermen; and that at this time with this composition of the Board, the fishermen have a chance to "swing" a vote. She agreed with Mr. Gross that a nine member Board skews the ratio and assured the Committee she is not opposed to economic development. She requested that they not make it a nine member board. Instead, she proposed to make these two positions as alternates. Mr. Gross agreed with Ms. Banks' suggestion. Linda T. Lowe, City Clerk noted the reason this matter was reappearing on the O&A agenda was that when she went to advertise for public hearing the motions didn't match up with what was meant to go forward, confirming that in a meeting with Ms. Banks. They can take the "cleaned up" motions (memorandum on file dated 6/20/11) or start over. Councilor Theken thought it may be warranted to give the Waterways Board the leeway of some time first as Mr. Gross had indicated earlier. Mr. Duggan, who had returned to the meeting at the Chair's request, was brought up to date with the on-going discussion. He then stated these two new people would need to have a background in economic development. They need to have experience and a grasp on those kinds of projects and as an example; a person with an economic

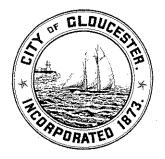
development background could be a bank president. Councilor Theken also suggested instead of the permanent positions to create two alternates and then put them in for one or two years. When another term comes up for expiration then that person would be experienced with a working knowledge of the Waterways Board and available to fill that position. An alternate would allow them to have continuity. Mr. Duggan stated there had to be a balance especially now with several potentially large waterfront projects about to come forward making it all the more important. Mr. Gross asked for a chance as the new Chair of the Waterways board. The Board wants to prove they can do the work with seven. Mr. Duggan asked the Committee that the proposed amendments be allowed to go forward to public hearing before the Council. There was a discussion of whether alternates would work and what happens when positions become vacant. Councilor Verga agreed with the alternate concept. There was a discussion of removing members; and Ms. Lowe stated removal has to be for cause or to wait for the term to be completed. Councilor Verga also asked that they give the Board time to work before they go forward. Councilor Ciolino felt they should move the amendments forward believing it will make for a better Board. Mr. Duggan stated they'd not suggest putting anyone on the Board to make it difficult but rather to bridge the gap for economic development. Mr. Gross felt there was a lack of communication by the Waterways Board to City administration and the Council in the past. They're trying to change that, and felt they'll get the best work done if the Committee could table this matter for now. Mr. Duggan reiterated the economic development people will be subject matter experts. Mr. Gross understood the goal was to make this a better Board but felt this is what the At Large seats are for. Councilor Ciolino noted the previous lack of cooperation from the Waterways Board and did not wish to see that to continue. Councilor Theken wanted to talk again to the Mayor. It was noted that Dave Murray, Cate Banks and Phil Cusamano's terms expire in February 2012, and the following year Vito Calomo, Peter Bent and Sooky Sawyer's terms are up. Ms. Banks added the Board is finally working the way it should. Ms. Lowe clarified this matter came before the Committee to clean up the amendments but that is not what transpired. If it is tabled, she pointed out for the record they are tabling what was set out in the June 20th memo to the Committee from her regarding language clarification.

Councilor Theken concluded the discussion by stating this matter will now be tabled by the Committee. She did agree there should be economic development representation; but they need to do this correctly with a well thought-out plan for a working Board; and in the interim she would speak to the Mayor.

This matter is tabled until the August 1, 2011 meeting of the Committee.

B) CC2011-024 (Whynott/Ciolino) Request that the Harbor Patrol Boat be named after the late Patrolman Stephen J. Amaral

Councilor Whynott who with Councilor Ciolino brought forward the Council Order on the matter explained he knew Officer Stephen Amaral for many years, well before he was a policeman and knew the family. The Councilor recounted that Officer Amaral crewed the patrol boat each summer for many years. Stating that it is boat owned by the City of Gloucester, he felt it was appropriate to name the boat in Officer Amaral's memory. He explained Councilor Hardy had discussed with after the order was filed that there was some objection from the Harbormaster. He spoke to Harbormaster Jim Caulkett, but didn't hear anything that changed his mind about the boat naming and decided not to withdraw the order. Councilor Theken asked what would happen if this boat were retired and replaced. Councilor Whynott stated Officer Amaral's name would be on the boat as long as it was on the water. A new replacement Harbor Patrol boat would be named for someone else. Chief Lane added he spoke to Harbormaster Caulkett and Lt. Aiello both of whom were instrumental in applying for the funding from the Dept. of Homeland Security with 20% made up from the City funds. The patrol boat was to be used as a shared asset between the departments. He expressed that his department will never man a police boat fully in the future. He also expressed that he believed protocol indicated it was inappropriate to name a shared asset for one department feeling it could be perceived as a snub to the Harbormaster's Department. He suggested that some kind of plaque be installed on the control panel or somewhere on the interior of the boat dedicated to Officer Stephen Amaral which he believed he could fund through his department which he offered this as an alternative to Officer Amaral's name being placed on the boat's hull. Harbormaster Jim Caulkett explained to the Committee small working boats generally are not named. This was discussed that it was a shared resource, and as such it was the "27441"; further, it was decided prior to the boat's delivery it would be the harbor patrol boat. He agreed with the Chief and didn't wish to force the issue but to dedicate the boat in Officer Amaral's memory would be appropriate. A nice plaque inside the cabin will be seen by whoever is operating the boat. Officer Scott Duffany expressed that he and Officer Stephen Amaral were not only fellow Police officers but close friend. He asked the Councilors to name the patrol boat in honor of Officer Amaral's service to the City. Councilor Ciolino, indicating respect for the Chief's and



Office of the City Clerk

9 Dale Avenue • Gloucester, Massachusetts 01930 Phone: 978-281-9720 Fax: 978-282-3051

June 20,2011

TO: O&A Committee

RE: Revised Votes for Amendments of Code of Ordinances Chapt.10 Waterways

The votes taken at the O&A of May 16,2011 on three amendments to the Waterways Ordinance are in need of correction as they contain inaccurate subsection numbers and they state that entire subsections are deleted when the intent(based on the draft of the City Attorney received by O&A on 5/16) is to delete only a sentence. The corrected versions should be voted before the amendments are advertised.

1) AMEND Chapt.10 of the Code of Ordinances entitled Waterways Administration , sec. 10-2(a) "Composition" by DELETING sec. 10-2(a) in its entirety and by ADDING:

"The Gloucester Waterways Board shall consist of (9)nine citizens of Gloucester, appointed by the Mayor and confirmed by the City Council. The appointees shall include (3)three persons who are directly involved with the fishing industry, (2)two persons who are recreational boaters, and (2) persons who are directly involved with economic development of the city and (2) two persons, at large who need not be involved with any marine related activity."

2) AMEND Chapt.10 of the Code of Ordinances entitled Waterways Administration Art.1 sec.10-4(b) formerly 10-4(c) "Public Facilities Committee" by DELETING the second sentence and by ADDING:

"This committee shall consist of three members of the board: an advocate of public landings appointed by the Mayor; the Director of Public Works or his designee; and a member of the Tourism omission as needed."

3) AMEND Chapt.10 of the Code of Ordinances entitled Waterways Administration Art.1 sec. 10-4(c) formerly 10-4(d) "Operations and Finance /Safety Committee" By DELETING the third sentence and ADDING:

"This committee shall consist of three members of the Board; a member of the Fisheries Commission; and a member of the City Council as needed for matters concerning operations and finance."

FURTHER to ADVERTISE all Chapt. 10 Amendments for Public Hearing

submitted to Committee prior to 6/20/11
m tor on neeting day. Sporgusson

City Hall Nine Dale Ave Gloucester, MA 01930



TEL 978-281-9700 FAX 978-281-9738 ckirk@gloucester-ma.gov

CITY OF GLOUCESTER OFFICE OF THE MAYOR

Memorandum

To:

City Council President Hardy and Members of the Gloucester City Council

From: Jim Duggan, Chief Administrative Officer

Date:

July 29, 2011

Re:

Establishment of the Emergency Management Department

One of the goals of the Administration has been to provide the citizens of Gloucester with an improved method of preparing for, responding to and building capacity to recover from small and large disasters.

With the support of the city council, we have taken the first step to fulfill that goal by renaming the Civil Defense position to an Emergency Management Director (EMD). As we have appreciated over the course of recent weather related events, an experienced and trained EMD has been vital in:

- Coordinating the emergency management efforts of the multiple local and state agencies, as well as local health care providers; and
- · Providing consistent information to the general public and private businesses, which is essential to ensuring the safety of the citizens.

The proposed next step is to replace the existing language in the Code of Ordinances for the "Civil Defense" Department (Part II GCO Chapter 2 - Administration, Article VII) with the Emergency Management Department. I have attached for your review the existing language in the Code of Ordinances for the Civil Defense Department and the proposed language for the Emergency Management Department. As you will discover, the language changes are minimal.

I request that this matter be referred to Ordinance and Administration Committee for their review and recommendation to the full City Council.

Appropriate personnel will be available to answer any questions.

Thank you.

Gloucester, Massachusetts, Code of Ordinances >> PART II - CODE OF ORDINANCES >> Chapter 2 - ADMINISTRATION >> ARTICLE VII. - CIVIL DEFENSE >>

ARTICLE VII. - CIVIL DEFENSE [28]

Sec. 2-650. Short title.

Sec. 2-651. - Intent and purpose.

Sec. 2-652. - Definitions.

Sec. 2-653. - Organization and appointments.

Sec. 2-654. - Emergency powers and duties.

Sec. 2-655. - Civil defense and disaster basic plan.

Sec. 2-656. - No municipal or private liability.

Sec. 2-657. - Violation of regulations.

Sec. 2-658. - Penalty.

Sec. 2-659, - Severability.

Sec. 2-660. - Conflicting ordinances, orders, rules and regulations suspended.

Secs. 2-661--2-700. - Reserved.

Sec. 2-650, - Short title.

This article shall be known and may be cited and referred to as the "Civil Defense Ordinance of the City of Gloucester."

(Ont. of 1 19 1988 is 1)

Sec. 2-651. - Intent and purpose.

- (a) It is the intent and purpose of this article to establish an office that will ensure the complete and efficient utilization of all the city's facilities and combat disasters resulting from attack or other emergency situations.
- (b) The city office of civil defense will be the coordinating agency for all activity in connection with civil defense; it will be the instrument through which the mayor may exercise the authority and discharge the responsibilities vested in him in the appendix of to M.G.L. c. 33, as amended, and this article.

Sec. 2-652. - Definitions.

The following definitions shall apply in the interpretation of this article:

Civil defense shall mean the preparation for and the carrying out of all emergency functions, other than functions for which military forces other than the National Guard are primarily responsible, for the purpose of minimizing and repairing injury and damage resulting from disasters caused by attack, sabotage or other hostile action; or by riot or other civil disturbance; or by fire, flood, earthquake or other natural causes. Said functions shall include specifically, but without limiting the generality of the foregoing, firefighting and police services other than the actual control or suppression of riot or other civil disturbance, medical and health services, rescue, engineering and air raid warning services, evacuation of persons from stricken areas, emergency welfare services, communications, radiological, chemical and other special weapons of defense, emergency transportation, existing or property assigned functions of plant protection, temporary restoration of public utility services and other functions.

Civil defense forces shall mean the employees, equipment and facilities and all city departments, boards, institutions and commissions; and, in addition, it shall include all volunteer personnel, equipment and facilities contributed by, or obtained from, volunteer persons or agencies.

Civil defense volunteer shall mean any person duly registered, identified and appointed by the director of the office of civil defense and assigned to participate in the civil defense activity.

Director shall mean the director of the city office of civil defense, appointed as prescribed in this article.

Mayor shall mean the mayor or the acting mayor as provided in Charter, § 3-10(a), except that the acting mayor shall assume such office immediately upon the mayor's becoming unable to perform the duties of the office.

Regulations shall include plans, programs and other emergency procedures.

Volunteer shall mean contributing a service, equipment or facilities to the civil defense organization without remuneration.

(Ora. of 1-18-1448 9.3)

Sec. 2-653. - Organization and appointments.

- (a) The mayor is authorized and directed to establish an organization for civil defense in accordance with the commonwealth civil defense plan and program. Said organization is to be known as the city office of civil defense.
- (b) The organization shall be constituted as follows:
 - (1) There shall be a director who shall be appointed by the mayor and who shall have direct responsibility for the organization, administration and operation of the city office of civil defense, subject to the direction and control of the mayor.
 - (2) Every agency and all members of every department and division of the government of the city may be employed as part of the civil defense organization.
 - Whenever the federal government or any agency or officer thereof, or any person, firm or corporation, shall offer to the city services, equipment, supplies, materials or funds, by way of gift, grant or loan for purposes of civil defense, the city, acting through its city council, may accept such offer, and upon acceptance, the city council may authorize any officer of the city to receive such services, equipment, supplies, materials or funds on behalf of the city, and subject to the terms of the offer and the rules and regulations, if any, of the agency making the officer.

(Ord of first Clark Law

Sec. 2-654. - Emergency powers and duties.

(a) The mayor.

- The mayor may exercise the emergency power and authority necessary to fulfill his general powers and duties as defined in the city Charter, article 3. The city council may convene to perform its legislative and administrative powers as the situation demands, and shall receive reports relative to civil defense activities. Nothing in that article shall be construed as abridging or curtailing the powers or restrictions of the city council as defined in the city Charter, article 2.
- During any period when disaster threatens or when the city has been struck by disaster, within the definition or this article, the mayor may promulgate such regulations as he deems necessary to protect life and property and preserve critical resources. Such regulations may include, but shall not be limited to, the following:
 - Regulations prohibiting or restricting the movement of vehicles in order to facilitate the work of civil defense forces, or to facilitate the mass movement of persons from critical areas within or without the city.
 - Regulations pertaining to the movement of persons from areas deemed to be hazardous or vulnerable to disaster.
 - c. Such other regulations necessary to preserve public peace, health and safety.
 - d. Regulations promulgated in accordance with the authority above will be given widespread circulation by proclamations published and uttered by newspaper and radio. These regulations will have the force of ordinance when duly filed with the city clerk.
- (3) The mayor may obtain vital supplies, equipment and other properties found lacking and needed for the protection of health, life and property of the people, and bind the city for fair value thereof.
- (4) The mayor may require emergency services of any city officer or employee. If regular city forces are determined inadequate, the mayor may require the services of such other personnel as he is able to obtain, including citizen volunteers. All duly authorized persons rendering emergency services shall be entitled to such privileges and immunities as are provided by commonwealth law, the city Charter and ordinances for regular city employees and other registered and identified civil defense and disaster workers.
- (5) The mayor shall cause to be prepared the basic plan herein referenced, shall exercise his ordinary powers as mayor, all of the special powers conferred upon him by the city Charter and this Code, and all powers conferred upon him by any commonwealth statute, or other lawful authority.

- (b) Director of the office of civil defense.
 - (1) The director, under the supervision of the mayor, shall be responsible for the planning, coordination and operation of the civil defense activity in the city. He shall maintain liaison with the commonwealth and federal authorities and the authorities of other nearby political subdivisions as to ensure the most effective operation of the civil defense plan. The director's duties shall include, but shall not be limited to, the following:
 - a. Developing or causing to be developed, in collaboration with other public and private agencies, mutual aid arrangements for reciprocal civil defense aid and assistance in case of disaster too great to be dealt with unassisted.
 - Coordinating the recruitment of volunteer personnel and agencies to augment the personnel and facilities of the city for civil defense purposes.
 - c. Developing and coordinating plans for the immediate use of all of the facilities, equipment, manpower and other resources of the city for the purpose of minimizing or preventing damage to persons and property; and protecting and restoring to usefulness governmental services and public utilities necessary for the public health, safety and welfare.
 - d. Negotiating and concluding agreements with owners or persons in control of buildings or other property for the use of such buildings or other property for the civil defense purposes and designating suitable buildings as public shelters which comply with standards for shelters promulgated by the commonwealth director of civil defense.
 - e. Educating the civilian population, through public informational programs, as to actions necessary and required for the protection of their persons and property in case of enemy attack, or disaster, as defined herein, either impending or present.
 - f. Conducting public practice alerts to ensure the efficient operation of the civil defense forces and to familiarize residents with civil defense regulations, procedures and operations.
 - Coordinating the activity of all other public and private agencies engaged in any civil defense activity.
- h. Assuming such authority and conducting such activity as the mayor may direct to promote and execute the civil defense plan.

Sec. 2-655. - Civil defense and disaster basic plan.

- (a) A comprehensive civil defense and disaster basic plan shall be adopted and maintained by resolution of the council upon the recommendations of the mayor. In the preparation of this plan as it pertains to city organization, it is the intent that the services, equipment, facilities and personnel of all existing departments and agencies shall be utilized to the fullest extent. When approved, it shall be the duty of all municipal departments and agencies to perform the functions assigned by the plan and to maintain their portion of the plan in a current state of readiness at all times. The basic plan shall be considered supplementary to this article and have the effect of law whenever a disaster, as defined in this article, has been proclaimed.
- (b) The mayor shall prescribe in the basic plan those positions within the disaster organization, in addition to his own, for which lines of succession are necessary. In each instance, the responsible person will designate and keep on file with the mayor a current list of three persons as successors to this position. The list will be in order of succession and will as nearly as possible designate persons best capable of carrying out all assigned duties and functions.
- (c) Each service chief and department head assigned responsibility in the basic plan shall be responsible for carrying out all duties and functions assigned therein. Duties will include the organization and training of assigned city employees and volunteers. Each chief shall formulate the operational plan for his service which, when approved, shall be an annex to and a part of the basic plan.
- Amendments to the basic plan shall be submitted to the mayor, If approved, the mayor will submit the amendments to the city council with his recommendations for their approval. Such amendments shall take effect 30 days from the date of approval unless action is taken by the council disapproving the mayor's submission. In the event an amendment is pending at the time that a disaster is proclaimed under provisions of this article, the amendment will be considered approved immediately and will remain effective unless specifically revoked by the council.
- (e) When a required competency or skill for a disaster function is not available within the city government, the mayor is authorized to seek assistance from persons outside of government. The assignment of duties, when of a supervisory nature, shall also grant authority for the persons so assigned to carry out such duties in reasonable anticipation, during, and after the occurrence of a disaster. Such services from persons outside of government may be accepted by the city on a volunteer basis. Such citizens shall be enrolled as civil defense volunteers in cooperation with the heads of city departments affected.
- (f) Some of the duties ascribed to the mayor in this section will ordinarily be handled as a matter of routine by the director, but the responsibility and authority stem from and remain with the mayor.

(Ord. of 1-19-198) \$ 67

Sec. 2-656. - No municipal or private liability.

- (a) This article is an exercise by the city of its governmental functions for the protection of the public peace, health and safety, and neither the city nor agents and representatives of said city, or any individual, receiver, firm, partnership, corporation, association or trustee, or any of the agents thereof in good faith and in the absence of gross negligence, complying with or attempting to comply with any order, rule or regulation promulgated pursuant to the provisions of this article, shall be liable for any damage sustained by persons or property as the result of said activity. The provisions of this section shall not affect the right of any person to benefits to which he would otherwise be entitled under the State Civil Defense Act, Workmen's Compensation Act, pension and other similar law.
- (b) Any person owning or controlling real estate or other premises who voluntarily and without compensation grants the city the right to inspect, designate and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual, impending or practice enemy attack shall not be civilly liable for the death of, or injury to, any persons on or about such real estate or premises under such license, privilege or other permission, or for loss of, or damage to, the property of such person.

(Christian Marie 1997)

Sec. 2-657. - Violation of regulations.

It shall be unlawful for any person to violate any of the provisions of this article or of the regulations or plans issued pursuant to the authority contained herein, or to willfully obstruct, hinder or delay any member of the civil defense organization as herein defined in the enforcement of the provisions of this article or any regulation or plan issued thereunder.

(Ord of 1-19-1 108 3 40

Sec. 2-658. - Penalty.

Any person, firm or corporation violating any provision of this article, or any rule or regulation promulgated thereunder, upon conviction thereof, shall be punished by a fine of not more than \$300.00 and costs of prosecution or imprisonment in the county jail for a period of not more than 90 days, or both such fine and imprisonment, in the discretion of the court.

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Sec. 2-659. - Severability.

Should any provision of this article be declared invalid for any reason, such declaration shall not affect the validity of other provisions, or of this article, as a whole, it being the legislative intent that the provisions of this article shall be severable and remain valid notwithstanding such declaration.

(Ord of 120) 1 10

Sec. 2-660 - Conflicting ordinances, orders, rules and regulations suspended.

At all times when the orders, rules and regulations made and promulgated pursuant to this article shall be in effect, they shall supersede all existing ordinances, orders, rules and regulations insofar as the latter may be inconsistent therewith.

Secs. 2-661-2-700. - Reserved.

FOOTNOTE(S):

the discretion of the address and the VII. §§ 2-650—2-660. (Back)

ARTICLE VII. - Emergency Management [28]

Sec. 2-650. - Short title.

Sec. 2-651. - Intent and purpose.

Sec. 2-652. - Definitions.

Sec. 2-653. - Organization and appointments.

Sec. 2-654, - Emergency powers and duties.

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Sec. 2-658. - Penalty.

Sec. 2-659. - Severability.

Sec. 2-660. - Conflicting ordinances, orders, rules and regulations suspended.

Secs. 2-661-2-700, - Reserved.

Sec. 2-650, - Short title.

This article shall be known and may be cited and referred to as the "Emergency Management Ordinance of the City of Gloucester."

Sec. 2-651. - Intent and purpose

(a)

It is the intent and purpose of this article to establish a department that will ensure the complete and efficient utilization of all the city's facilities and combat disasters resulting from attack or other emergency situations.

(b)

The city department of Emergency Management will be the coordinating agency for all activity in connection with emergency management and will be the instrument through which the mayor may exercise the authority and discharge the responsibilities vested in him/her in the appendix of to M.G.L. c. 33, as amended, and this article.

Sec. 2-652. - Definitions.

The following definitions shall apply in the interpretation of this article:

Emergency management shall mean the preparation for and the carrying out of all emergency functions, other than functions for which military forces other than the National Guard are primarily responsible, for the purpose of minimizing and repairing injury and damage resulting from disasters caused by attack, sabotage or other hostile action; or by riot or other civil disturbance; or by fire, flood, earthquake or other natural causes. Said functions shall include specifically, but without limiting the generality of the foregoing, firefighting and police services other than the actual control or suppression of riot or other civil disturbance, medical and health services, rescue, engineering and air raid warning services, evacuation of persons from stricken areas, emergency welfare services, communications, radiological, chemical and other special weapons of defense, emergency transportation, existing or property assigned functions of plant protection, temporary restoration of public utility services and other functions.

Emergency management forces shall mean the employees, equipment and facilities and all city departments, boards, institutions and commissions; and, in addition, it shall include all volunteer personnel, equipment and facilities contributed by, or obtained from, volunteer persons or agencies.

Emergency management volunteer shall mean any person duly registered, identified and appointed by the director of the department of emergency management and assigned to participate in the emergency management activity.

Director shall mean the director of the city department of emergency management, appointed as prescribed in this article.

Mayor shall mean the mayor or the acting mayor as provided in Charter, § 3-10(a), except that the acting mayor shall assume such office immediately upon the mayor's becoming unable to perform the duties of the office.

Regulations shall include plans, programs and other emergency procedures.

Volunteer shall mean contributing a service, equipment or facilities to the emergency management organization without remuneration.

Sec. 2-653. - Organization and appointments

(a)

The mayor is authorized and directed to establish an organization for emergency management in accordance with the commonwealth emergency management plan and program. Said organization is to be known as the city office of emergency management.

(b)

The organization shall be constituted as follows:

(1)

There shall be a director who shall be appointed by the mayor and who shall have direct responsibility for the organization, administration and operation of the city department of emergency management, subject to the direction and control of the mayor.

(2)

Every agency and all members of every department and division of the government of the city may be employed as part of the emergency management organization.

(3)

Whenever the federal government or any agency or officer thereof, or any person, firm or corporation, shall offer to the city services, equipment, supplies, materials or funds, by way of gift, grant or loan for purposes of emergency management, the city, acting through its city council, may accept such offer, and upon acceptance, the city council may authorize any officer of the city to receive such services, equipment, supplies, materials or funds on behalf of the city, and subject to the terms of the offer and the rules and regulations, if any, of the agency making the officer.

Sec. 2-654. - Emergency powers and duties.

(a)

The mayor.

(1)

The mayor may exercise the emergency power and authority necessary to fulfill his/her general powers and duties as defined in the city Charter, article 3. The city council may convene to perform its legislative and administrative powers as the situation demands, and shall receive reports relative to emergency management

activities. Nothing in that article shall be construed as abridging or curtailing the powers or restrictions of the city council as defined in the city Charter, article 2.

(2)

During any period when disaster threatens or when the city has been struck by disaster, within the definition or this article, the mayor may promulgate such regulations as he/she deems necessary to protect life and property and preserve critical resources. Such regulations may include, but shall not be limited to, the following:

a.

Regulations prohibiting or restricting the movement of vehicles in order to facilitate the work of emergency management forces, or to facilitate the mass movement of persons from critical areas within or without the city.

b.

Regulations pertaining to the movement of persons from areas deemed to be hazardous or vulnerable to disaster.

c.

Such other regulations necessary to preserve public peace, health and safety.

d.

Regulations promulgated in accordance with the authority above will be given widespread circulation by proclamations published and uttered by newspaper and radio. These regulations will have the force of ordinance when duly filed with the city clerk.

(3)

The mayor may obtain vital supplies, equipment and other properties found lacking and needed for the protection of health, life and property of the people, and bind the city for fair value thereof.

(4)

The mayor may require emergency services of any city officer or employee. If regular city forces are determined inadequate, the mayor may require the services of such other personnel as he/she is able to obtain, including citizen volunteers. All duly authorized persons rendering emergency services shall be entitled to such privileges and immunities as are provided by commonwealth law, the city Charter and ordinances for regular city employees and other registered and identified emergency management and disaster workers.

(5)

The mayor shall cause to be prepared the basic plan herein referenced, shall exercise his/her ordinary powers as mayor, all of the special powers conferred upon him/her by the city Charter and this Code, and all powers conferred upon him/her by any commonwealth statute, or other lawful authority.

(b)

Director of the department of emergency management.

(1)

The director, acting under the authority of the mayor, shall be responsible for the planning, coordination and operation of the emergency management activity in the city. He/she shall maintain liaison with the commonwealth and federal authorities and the authorities of other nearby political subdivisions as to ensure the most effective operation of the emergency management plan. The director's duties shall include, but shall not be limited to, the following:

a.

Developing or causing to be developed, in collaboration with other public and private agencies, mutual aid arrangements for reciprocal emergency management aid and assistance in case of disaster too great to be dealt with unassisted.

b.

Coordinating the recruitment of volunteer personnel and agencies to augment the personnel and facilities of the city for emergency management purposes.

C.

Developing and coordinating plans for the immediate use of all of the facilities, equipment, manpower and other resources of the city for the purpose of minimizing or preventing damage to persons and property; and protecting and restoring to usefulness governmental services and public utilities necessary for the public health, safety and welfare.

a.

Negotiating and concluding agreements with owners or persons in control of buildings or other property for the use of such buildings or other property for the emergency management purposes and designating suitable buildings as public shelters which comply with standards for shelters promulgated by the commonwealth director of emergency management.

e.

Educating the civilian population, through public informational programs, as to actions necessary and required for the protection of their persons and property in case of enemy attack, or disaster, as defined herein, either impending or present.

f,

Conducting public practice alerts to ensure the efficient operation of the emergency management forces and to familiarize residents with emergency management regulations, procedures and operations.

g.

Coordinating the activity of all other public and private agencies engaged in any emergency management activity.

h.

Assuming such authority and conducting such activity as the mayor may direct to promote and execute the emergency management plan.

Sec. 2-655. - Emergency management and disaster basic plan.

(a)

A comprehensive community emergency management plan shall be adopted and maintained by resolution of the council upon the recommendations of the mayor. In the preparation of this plan as it pertains to city organization, it is the intent that the services, equipment, facilities and personnel of all existing departments and agencies shall be utilized to the fullest extent. When approved, it shall be the duty of all municipal departments and agencies to perform the functions assigned by the plan and to maintain their portion of the plan in a current state of readiness at all times. The basic plan shall be considered supplementary to this article and have the effect of law whenever a disaster, as defined in this article, has been proclaimed. Such plan shall be electronic in accordance with MEMA standards and updated annually.

(b)

The Emergency Management Director shall prescribe in the basic plan those positions within the City, in addition to his own, for which lines of succession are necessary. In each instance, the responsible person for each city organization will provide when asked, a current list of three persons as successors to his/her position. The list will be in order of succession and will as nearly as possible designate persons best capable of carrying out all assigned duties and functions.

(c)

Each public safety chief and department head assigned responsibility in the basic plan shall be responsible for carrying out all duties and functions assigned therein. Duties will include the organization and training of assigned city employees and volunteers. Each public safety chief and each department head shall formulate the operational plan for his/her service or department which, when approved, shall be an annex to and a part of the basic plan.

(d)

Amendments to the basic plan shall be submitted by the Emergency Management Director to the mayor. If approved, the mayor will submit the amendments to the city council with his/her recommendations for their approval. Such amendments shall take effect 30 days from the date of approval unless action is taken by the council disapproving the mayor's submission. In the event an amendment is pending at the time that a disaster is proclaimed under provisions of this article, the amendment will be considered approved immediately and will remain effective unless specifically revoked by the council.

(e)

When a required competency or skill for a disaster function is not available within the city government, the mayor is authorized to seek assistance from persons outside of government. The assignment of duties, when of a supervisory nature, shall also grant authority for the persons so assigned to carry out such duties in reasonable anticipation, during, and after the occurrence of a disaster. Such services from persons outside of government may be accepted by the city on a volunteer basis. Such citizens shall be enrolled as emergency management volunteers in cooperation with the heads of city departments affected.

(f)

Some of the duties ascribed to the mayor in this section will ordinarily be handled as a matter of routine by the Emergency Management Director, but the responsibility and authority stem from and remain with the mayor.

Sec. 2-656. - No municipal or private liability.

(a)

This article is an exercise by the city of its governmental functions for the protection of the public peace, health and safety, and neither the city nor agents and representatives of said city, or any individual, receiver, firm, partnership, corporation, association or trustee, or any of the agents thereof in good faith and in the absence of gross negligence, complying with or attempting to comply with any order, rule or regulation promulgated pursuant to the provisions of this article, shall be liable for any damage sustained by persons or property as the result of said activity. The provisions of this section shall not affect the right of any person to benefits to which he would otherwise be entitled under the State Emergency management Act, Workmen's Compensation Act, pension and other similar law.

(b)

Any person owning or controlling real estate or other premises who voluntarily and without compensation grants the city the right to inspect, designate and use the whole or any part or parts of such real estate or premises for the purpose of sheltering persons during an actual, impending or practice community emergency shall not be civilly liable for the death of, or injury

to, any persons on or about such real estate or premises under such license, privilege or other permission, or for loss of, or damage to, the property of such person.

Sec. 2-657. - Violation of regulations.

It shall be unlawful for any person to violate any of the provisions of this article or of the regulations or plans issued pursuant to the authority contained herein, or to willfully obstruct, hinder or delay any member of the emergency management organization as herein defined in the enforcement of the provisions of this article or any regulation or plan issued thereunder.

Sec. 2-658. - Penalty.

Any person, firm or corporation violating any provision of this article, or any rule or regulation promulgated thereunder, upon conviction thereof, shall be punished by a fine of not more than \$300.00 and costs of prosecution or imprisonment in the county jail for a period of not more than 90 days, or both such fine and imprisonment, in the discretion of the court.

Sec. 2-659. - Severability.

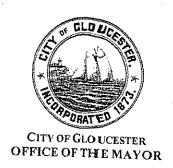
Should any provision of this article be declared invalid for any reason, such declaration shall not affect the validity of other provisions, or of this article, as a whole, it being the legislative intent that the provisions of this article shall be severable and remain valid notwithstanding such declaration.

Sec. 2-660. - Conflicting ordinances, orders, rules and regulations suspended.

At all times when the orders, rules and regulations made and promulgated pursuant to this article shall be in effect, they shall supersede all existing ordinances, orders, rules and regulations insofar as the latter may be inconsistent therewith.

Secs. 2-661-2-700, - Reserved.

City Hall
Nine Dale Avenue
Gloucester, MA 01930



TEL 978-281-9700 FAX 978-281-9738 ckirk@gloucester-ma.gov

August 1, 2011

Mr. William "BG" Brown 4 Pigeon Lane Gloucester, MA 01930

Dear Mr. Brown:

Thank you for your interest in serving on the **Fisheries Commission**. I have issued you a 90-day temporary appointment to serve on this committee which will enable you to attend and vote at meetings. Please report to the City Clerk's office at your earliest convenience to pick up your appointment card *(copy enclosed)* and be sworn in.

Your appointment will be forwarded to the City Council for their meeting of August 9, 2011 and will be referred out to the Ordinance and Administration subcommittee. You will receive a notice from the Clerk of Committees as to the date on which the 0&A Committee will review your appointment.

Should you have any questions or if you require additional information, please do not hesitate to contact my office.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

Sincerely,

Carolyn A Kirk

Mayor

cc: David Bergeron, Chair-Gloucester Fisheries Commission Mayor's Report to City Council

Enclosure CAK/c

Che City of Courester, Massarhusetts Dear William "BG" Brown, 4 Pigeon Lane, Gloucester, MA 01930 It is my pleasure to inform you that I have this day appointed you to the FISHERIES COMMISSION Of the City of Gloucester, Massachusetts This is a 80 day to the course of the course
This is a 90-day temporary appointment. After City Council approval, term to expire 2/14/2014. (THREE YEAR TERM) Respectfully, N.B. You are required to be sworn in at the office of the City Clerk before acting under this appointment.
Sworn inBy:

BG Brown

4 Pigeon Ln.
Gloucester, MA 01930
Fishing Vessel Kathryn Leigh
Telephone: (978) 879-9110
Email: wgbybrown@yahoo.com

July 21, 2011

Carolyn Kirk, Mayor City of Gloucester City Hall 9 Dale Avenue Gloucester, MA 01930

Via fax: (978) 281-9738

Dear Mayor Kirk:

I am writing to express my interest in serving as a volunteer member of the Gloucester Fisheries Commission. I have been a commercial fishermen in Gloucester all of my professional life, and I grew up in a Gloucester fishing family. My father was one of the first Gloucester gillnet fisherman, and my mother served on the board of the Gloucester Fishermen's Wives Association for many years. As a gillnet fisherman like my father, I am a member of the board of the Gloucester-based Fixed Gear Sector 3. I have also participated in collaborative research with scientists. I own and operate the 31-foot F/V Kathryn Leigh.

I am interested in serving on the Fisheries Commission because I am greatly concerned about the future of our historical fishing fleet. Gloucester's fishing fleet has always been made up of both large and small vessels using a wide variety of fishing methods to survive. I would like to help ensure the future of our diverse fleet any way that I can.

I take great pride being a Gioucester fisherman and would like many more generations to come to feel the same way. Please consider naming me to the Fisheries Commission.

Thank you.

Sincerely

BG Brown

AN ACT INCORPORATING THE GLOUCESTER FISHERIES COM-MISSION,

Be it enacted, etc., as follows:

Section 1. There is hereby created a body politic and corporate to be known as the Gloucester Fisheries Commission which shall be deemed to be a public instrumentality for the purposes of this ret and shall have an official seal as determined by the original membership of the commission.

Section 2. Said Gloucaster Fisheries Commission shall be set up and sponsored by the city of Gloucester to investigate, advocate and recommend measures for the promotion, preservation and protection of the Gloucester fishing in-

dustry.

Section 3. Members of this commission shall be appointed by the mayor for a term concurrent with that of the mayor and shall be the in wor who shou be cupirmen, three members of the city council and five persons who are actively connected with the production, processing or employment pheses of the industry.

Section 4. The city of Gloucester is hereby authorized to appropriate annually a sum of money not exceeding three thousand dollars for the purposes of said Gloucester Fisheries

.Cemmission.

Secretary 5. This act shall take effect upon its passage. Approved April 11, 1956.

Chap. 631. An Act relative to the membership of the gloucester FISHERIES COMMISSION AND INCREASING THE AMOUNT OF MONEY THAT THE CITY OF GLOUCESTER MAY APPROPRIATE FOR SAID COMMISSION.

Be il enacted, etc., as follows:

Section 1. Chapter 260 of the acts of 1956 is hereby amended by striking out section 3 and inserting in place thereof the following section: — Section 8. The commission shall consist of the mayor and twelve persons to be appointed by him, of whom two shall be members of the city council and five shall be connected with the production, processing or employment phases of the industry. Each member shall serve for a term concurrent with that of the mayor, who shall be chair-

Secrion 2. Said chapter 260 is hereby further amended by inserting after section 3 the following section:

Section S.A. The city manager may appoint a permanent secretary to said commission upon its recommendation. Said secretary shall have no vote and shall receive such compensation as may be determined by the city manager with the approval of the city council.

Section 3. Said chapter 250 is hereby further amended by striking , out section 4 and inserting in place thereof the following section: Section 4. The city of Gloucester is hereby authorized to appropriate

cumually a sum of money not exceeding twenty thousand dollars for the purposes of said Gloucester Fisheries Commission.

Section 4. This act shall take effect upon its acceptance by the city of Gloucester. Approved July 5, 1962.



The Commonwealth of Massachusetts

IN THE YEAR ONE THOUSAND NINE HUNDRED AND SEVENTY-

AN ACT

CODIFYING AND AMENDING THE ACTS of 1956, CHAPTER 260 AND OF 1962, CHAPTER 631 RELATIVE TO THE INCORPORATION OF, MEMBERSHIP IN, AND MONIES TO BE APPROPRIATED BY THE CITY OF GLOUCESTER FOR THE BENEFIT OF, THE GLOUCESTER FISHERIES COMMISSION

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 260 of the Acts of 1956 and Chapter 631 of the Acts of 1962 are hereby amended by striking out, in their entirety, said Chapter 260 of the Acts of 1956 and Chapter 631 of the Acts of 1962 and inserting in place thereof the following codified and amended version:

Section 1. There is hereby created a body politic and corporate to be known as the Gloucester Fisheries Commission which shall be deemed to be a public instrumentality for the purposes of this Act and shall have an official seal as determined by the original membership of the Commission.

Ro TISILON W

THE COMMONWEALTH OF MASSACHUSETTS

In the Year One Thousand Nine Hundred and Seventy-eight

AN ACT RELATIVE TO THE GLOUCESTER FISHERIES COMMISSION

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 620 of the acts of 1956 is hereby amended by striking out section 3, as amended by section 1 of chapter 631 of the acts of 1962, and inserting in place thereof the following section:-

Section 3. There shall be mine members of the commission one of whom shall be the mayor of the city of Gloucester who shall be the chairman and eight persons to be appointed by said mayor, in accordance with the city charter, three of whom shall be members of the city council of said city and five of whom shall be actively connected with the production, processing or employment phases of the fishing industry.

SECTION 2. Said chapter 260 is hereby further amended by striking out section 3A, inserted by section 2 of said chapter 631, and inserting in place thereof the following section:-

Section 3A. The mayor may appoint an executive secretary to said commission upon its recommendation. Said executive secretary shall have no vote and shall receive such compensation as may be determined by the mayor with the approval of the city council.

SECTION 3. Said chapter 260 is hereby further amended by striking out section 4, as amended by section 3 of said chapter 631, and inserting in place thereof the following two sections:-

Section 4. The city of Gloucester is hereby authorized to appropriate annually a sum of money not exceeding sixty thousand dollars for the purposes of said commission.

Section 4A. Said commission may accept and expend gifts, bequests or devises of personal property or interests in real property for the purposes of said commission in the name of said city or of said commission subject to the approval of the mayor and the city council of said city as provided in section fifty-three A of chapter forty-four of the General Laws.

SECTION 4. This act shall take effect upon its passage.

BA

7 laicester

AN ACT RELATIVE TO THE MEMBERSHIP OF THE GLOUCESTER FISHERIES COMMISSION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 260 of the acts of 1956 is hereby amended by striking out section 3, as most recently amended by section 1 of chapter 519 of the acts of 1978, and inserting in place thereof the following section:-

Section 3. The commission shall consist of thirteen members, as follows: (a) the mayor or his designee, shall be the chairman and (b) twelve persons to be appointed by the said mayor, seven of whom shall be heads of organizations within the city relating to the fishing industry and four of whom shall be other persons residing in the city.

SECTION 2. Said chapter 260 is hereby further amended by striking out section 3A, as amended by section 2 of said chapter 519, and inserting in place thereof the following section:-

Section 3A. The mayor upon the recommendation of the commission may appoint an executive director who shall receive such compensation as may be determined by the mayor with the approval of the city council.

SECTION 3. This act shall take effect upon its passage.

House of Representatives, June 20, 1980

Passed to be enacted, Jone June 33, 1980

Passed to be enacted, June 33, 1980

Approved, o'clock and 37 minutes, A.M.

THE COMMONWEALTH OF MASSACHUSETTS ADVANCE COPY 1984 ACTS AND RESOLVES

MICHAEL JOSEPH CONNOLLY, SECRETARY OF STATE

Chap. 338. AN ACT RELATIVE TO THE MEMBERSHIP OF THE GLOUCESTER FISHERIES COMMISSION.

Be it enacted, etc., as follows:

Chapter 260 of the acts of 1956 as hereby amended by striking out section 3, as most recently amended by section 1 of chapter 1981 of the acts of 1980 and inserting in place thereof the following section:

Section 3. The commission shall consist of thirteen members, one of whom shall be the mayor or his designee, and twelve persons to be appointed by the mayor, seven of whom shall be elected officers of organizations within the city, whose primary concern is the fishing industry and four of whom shall be other persons residing in the city and one of whom shall be a lay person. The chairman of the commission shall be elected by a vote of the majority of the members present and voting thereon.

Approved December 17, 1984

City Hall Nine Dale Avenue Gloucester, MA 01930



TEL 978-281-9700 FAX 978-281-9738 ckirk@gloucester-ma.gov

August 1, 2011

Ms. Susan Goodall 15 Cononicus Road Gloucester, MA 01930

Dear Ms. Goodall:

Thank you for your interest in serving on the **Council on Aging**. I have issued you a 90-day temporary appointment to serve on this committee which will enable you to attend and vote at meetings. Please report to the City Clerk's office at your earliest convenience to pick up your appointment card (*copy enclosed*) and be sworn in.

Your appointment will be forwarded to the City Council for their meeting of August 9, 2011 and will be referred out to the Ordinance and Administration subcommittee. You will receive a notice from the Clerk of Committees as to the date on which the O&A Committee will review your appointment.

Should you have any questions or if you require additional information, please do not hesitate to contact my office.

On behalf of the City of Gloucester, I greatly appreciate your dedication to public service and look forward to working with you in the coming years to help make Gloucester a better place for all of us to live.

Sincerely,

Carolyn A. Kirk

Mayor

cc: Jay Gustaferro, Chair-Gloucester Council on Aging Mayor's Report to City Council

Enclosure CAK/c

EFFECTIVE AUGUST 1, 2011

The City of Gloucester, Massachusetts

Dear I	Susan Goodall, 15 Cononic t is my pleasure to inform you that	us Road, Glouceste I have this day appoints	er, MA 01930 ed you
<u>to t</u>	he COUNCIL ON AGING		_of the City of
Glou	cester, Massachusetts		
<u>This</u>	is a 90-day temporary app	ointment. After C	Lty Council
appr	oval, term to expire 2/14/	2014. (THREE YEAR	TEÆM)
N.B.	Respectfully, You are required to be sworn in at the officunder this appointment.	Many . A see of the Chry Clerk before ac	wile,
	Sworn in	Ru.	

15 Cononicus Road Gloucester, MA 01930

October 29, 2010

Mayor Carolyn Kirk 9 Dale Avenue Gloucester, MA 01930

Dear Mayor Kirk,

The City's website shows a vacancy on the Council on Aging. Please accept this letter as my application for a position on the Council on Aging.

I am a senior citizen, and am in touch with many of Gloucester's seniors. The attached resume outlines my professional experience. I believe I can put the skills I acquired working in the high tech industry and serving on public and private boards and committees to the benefit of the Council and the senior citizens of Gloucester.

Thank you for considering me for this position.

Sincerely,

Susan Goodall 978-283-1833

Susan D. Goodall

During my high tech career, I worked and flourished at two startups, Powersoft and Centive, a medium sized company, Cullinet, and a large company, Sybase, Inc. I have held a variety of positions in these companies, including Technical Writer, Director of Worldwide Technical Communication and Usability, Development Product Manager, and Globalization Product Manager.

Professional Experience

Professional Experience			
1998 to Present	Centive, Bedford, MA (formerly Incentive Systems, Inc.)		
10/2003 to present	Contractor		
	Update existing documentation and document new features as needed.		
10/2000 to 10/2003	Director, Worldwide Technical Communications and Usability		
	 Designed and wrote the online documentation for all products, including Centive's new web-based application 		
	 Managed the technical communications staff 		
·	 Worked with development to ensure that the Centive products were ready for non-US markets 		
10/1999 to 10/2000	Manager, Documentation and Internationalization		
	 Converted the INCENTIVE online help to HTML, and implemented the system using Macromedia's HomeSite and JavaScript 		
	 Hired, trained and managed the writing staff. 		
8/1998 to 10/1999	Documentation and Internationalization Product Manager		
	 Designed, researched and wrote all documentation for INCENTIVE, an automated compensation design, calculation and reporting tool. 		
	 Determined the international requirements for INCENTIVE and worked with engineering to ensure that these requirements were part of the product design. 		
1989 to 1998	Tools Division, Sybase, Inc., Concord, MA		
3/1998 to 5/1998	International Product Manager, PowerStudio		
	 Determined international requirements for the PowerStudio bundle, established a schedule for the implementation of these features, and ensured that the features were high quality and delivered on time. 		
	 Ensured that third-party contracts included international requirements. 		
2/1996 to 3/1998	Project Manager, Global Products		
	 Developed a strategy for creating a Kanji version of the products and was the development contact for the team developing this version. 		
	 Developed the requirements for a translation tool for PowerBuilder applications and managed its development and growth. 		
	 Determine the features required for competitive right-to-left versions of PowerBuilder and worked with development and our distributors in Israel and Saudi Arabia to ensure the features were implemented correctly. 		
	 Selected localization vendors, negotiated contracts, and managed the localization budget and the localization for all tools division products. 		

1/1994 to 2/1996

Development Product Manager

- Participated in development and maintenance of the features list for all Powersoft products
- Provided sales, marketing and documentation with information on new features. Also helped with in the localization of the Powersoft products.

10/1989 to 1/1994

Documentation Writer/Manager

Designed and wrote all documentation and online help for the first three releases of PowerBuilder. Then hired and managed the writing staff for release 4, while continuing to design and write all online help.

1983 to 1989

Cullinet Software, Inc. Westwood MA

Hired as an Associate Technical Writer and advanced to Documentation Group Leader. I moved on to be an individual contributor and finally the Product Manager for a new product.

Technical Experience

- Microsoft Office Products, PowerBuilder, InfoMaker
- Macromedia HomeSite, Adobe Acrobat, Macromedia Dreamweaver, HelpBreeze, Photoshop Elements, RoboHelp, Visio 2000
- WinHelp and HTML help
- JavaScript, HTML, XML, C, SQL, PowerScript, Basic, Cobol, Fortran
- Microsoft SQL Server, Oracle, Sybase SQL Anywhere, Sybase SQL Server, Microsoft SQL Server
- Windows, NT and 2000, Sun Solaris

Education

- Northeastern University, Boston, MA Introduction to C programming
- Middlesex Community College, Bedford, MA Software Technical Writing Certificate
- Bentley College, Waltham, MA Accounting
- Colby College, Waterville, ME BA, Mathematics

Papers and Presentations

 Powersoft User Conferences 1992-1997
 Demonstrated and spoke on how to develop online help for a PowerBuilder application

Demonstrated and spoke about the international features of PowerBuilder

Demonstrated the Translation Toolkit and PowerBuilder for Unicode Demonstrated the international versions of PowerBuilder and InfoMaker

- ACM SigDoc 1992
 Designing and Creating Online Help
- ACM SigDoc 1991
 Online Help in the Real World

Sec. 2-428. Rules and regulations.

The board of health may make rules and regulations for its own government and for the government of its officers, agents, and assistants.

(Code 1970, § 2-303)

State law reference(s)-Similar provisions, M.G.L.A. c. 111, § 27.

Sec. 2-429. Appointment of physician to take and examine cultures and school physician.

The board of health may appoint a physician to the board, who shall take and examine all cultures, and shall appoint a school physician, neither of whom shall be a member of the board. Such physicians shall hold their offices according to the provisions of the civil service laws and regulations governing such offices.

(Code 1970, § 2-300)

Cross reference(s)--Duty of school physician relative to vaccination of pupils, § 18-4.

State law reference(s)—Appointment of physician to board, M.G.L.A. c. 111, § 27; appointment of school physician, M.G.L.A. c. 71, § 53.

Sec. 2-430. Employment of clerk and other assistants.

The board of health may appoint a clerk according to the provisions of the civil service laws and regulations governing such an office, which clerk shall not be a member of the board. The board may also employ the necessary officers, agents and assistants to execute the health laws and the board's regulations.

(Code 1970, § 2-301)

State law reference(s)-Similar provisions, M.G.L.A. c. 111, § 27.

Sec. 2-431. Compensation of olerk and assistants.

The board of health may fix the salaries or compensation of its clerk and other agents and assistants.

(Code 1970, § 2-302)

State law reference(s)/Similar provisions, M.G.L.A. c. 111, § 27.

Secs. 2-432--2-439. Reserved.



DIVISION 4. COUNCIL FOR THE AGING

Sec. 2-440. Established; composition; appointment and terms of members.

There is hereby established a council for the aging consisting of the director of public works, the chairman of the board of health, or their respective representatives, and not less than three (3) nor more than seven (7) additional members appointed by the mayor from the voters and residents of the city. Appointees shall serve staggered terms of three (3) years, commencing at the date of the appointment.

(Code 1970, § 2-343; Ord. of 2-22-77, § 1; Ord. of 5-27-86, § I)

State law reference(s)--Municipal authority to establish council for the aging, M.G.L.A. c. 40, § 8B.

Sec. 2-441. Members not compensated.

The members of the council for the aging shall serve without compensation.

(Code 1970, § 2-344)

Sec. 2-442. Designation of chairman.

The chairman of the council for the aging shall be elected for a two-year term by vote of the membership.

(Code 1970, § 2-345; Ord. No. 25-1996, § J, 4-18-95)

Sec. 2-443. Supervision.

The council for the aging shall be under the administrative supervision of the mayor.

(Code 1970, § 2-346)

Sec. 2-444. Duties.

It shall be the duty of the council for the aging to carry out programs designed to meet problems of the aging in coordination with programs of the council for the aging established under M.G.L.A. c. 6, § 73.

(Code 1970, § 2-347)

Secs. 2-445--2-449. Reserved.

DIVISION 5. MARINERS MEDAL COMMITTEE

Sec. 2-450, Created.

There is hereby created and established a committee to be known as the mariners medal committee.

(Code 1970, § 2-385)

Sec. 2-451. Composition; appointment and terms of members.

The mariners medal committee shall consist of five (5) members, one to be the mayor and the other four (4) to be residents of the city appointed by the mayor to serve staggered terms of four (4) years. The mayor in office shall continue his membership on the committee for the term for which he is elected.

(Code 1970, § 2-386)

Sec. 2-452. Qualifications of members:/city officers not eligible.

- (a) At least three (3) of the appointed members of the mariners medal committee shall have had experience on the high seas as master of some commercial vessel.
- (b) None of the four (4) appointed members of the mariners medal committee shall hold any elective or appointive office within the government of the city when appointed, and should they



CITY OF GLOUCESTER

OFFICE OF THE PURCHASING AGENT

REQUEST FOR THE APPOINTMENT OF A BUILDING COMMITTEE

TO:	Mayor (Carolyn Kirk	DATE:	July 15 2011
The Purcha	asing Depar	tment is requesting the appointment of a "Building(Committee" for the following	
Name of Location	Project:	Lane's Cove Fish Shack Lane's Cove-end of Duley Street	Contract Manager: Department::	Jim Hafey DPW-Facilities
The Con	mittee shal	I meet to review the project to be completed on		
			Coi	ntract Manager to schedule
Tha Cantra	ot Manage	models Declared to the control of		

The Contract Manager and the Purchasing Agent will provide materials and an orientation at the first meeting.

City of Gloucester Charter, Section 5-4, City Building Committee

- (a) Composition, Mode of Selection, Term of Office Whenever an architect, or designer, is engaged by the city, a City Building Committee shall be established for that project, which shall consist of seven members appointed by the mayor for terms of three years each, so arranged that the terms of office of as nearly an equal number as possible shall expire each year, provided however, that upon the completion of any project for which a committee is appointed under this section the terms of all members shall be terminated and the committee dissolved.
 - In making his appointments to the committee the mayor shall assure representation from the following fields: the construction industry, the building trades, the municipal agency which will be responsible for the facility upon its completion, a person familiar with the use of such facility in general, and three representatives of the public at large.
- a. Powers and Duties The committee shall be the representative of the city in all dealings with the architect including but not limited to the following: Preparation of bidding documents; supervision of public bidding process; award of contract to the successful bidder; compliance with proposal; periodic meetings with the architect and builder to assure compliance as the project moves forward; review all change orders during the construction phase; and all powers and duties as are necessary and appropriate (Referendum of 11-5-85)

Note 1: Contract Manager's recommendations for membership should be submitted to Purchasing Department by:

Note 2: Reminder to the Contract Manager and Building Committee: The Open Meeting Law is applicable. Meetings must be posted, minutes kept and filed with all votes recorded.

The following individuals are hereby appointed to serve on the Building Committee for:

Member #1	RUSSELL HOBBS	Term-Start	Term-End	
Address	1166 WASHINGTON STREET	TelHome	Fax	
Email		TelWork	Field	27
Member #2	BARBARA JOBE	Term-Start		Public at Large
Address	8 DULEY STREET	TelHome	Term-End	
Email		TelWork	Field	<u> </u>
Member #3	DAMON CUMMINGS	Term-Start		Public at Large
Address	1063 WASHINGTON STREET	TelHome	Term-End	
Email		TelWork	Fax	
Member #4	JIM HAFEY	Term-Start	Field	Public at Large
Address	CITY OF GLOUCESTER-FACILITIES	TelHome	Term-End	<u> </u>
Email	JHAFEY@GLOUCESTER-MA.GOV	TelWork	Fax	
Member #5	JIM HAFEY	Term-Start	Field	Facilities
Address		TelHome	Term-End	
Email		TelWork	Fax	
Member #6	BILL SANBORN		Field	Construction
Address	WSANBORN@GLOUCESTER-MA.GOV	Term-Start	Term-End	
Email	TO AND OTT THE OF THE PROPERTY	TelHome	Fax	
Member #7	LISA PRESS/JIM CAULKETT	TelWork	Field	Building Trades
Address	LPRESS@GLOUCESTER-MA.GOV	Term-Start	Term-End	
Email	JCAULKETT@GLOUCESTER-MA.GOV	TelHome	Fax	
	TONOLNET TWOLOUCES LER-MA.GOV	TelWork	Field	Municipal,

Note: After approval by the Mayor, the Contract Manager should coordinate initial meeting with all concerned

Appointing Authority Mayor Carolyn Kirk



ORDER: Councillor #CC2011-036 Steve Curcuru

DATE RECEIVED BY COUNCIL: 08/09/11

REFERRED TO:

O&A & TC

ORDERED that the GCO Sec. 22-287 entitled "Disabled veteran, handicapped parking" be amended by adding:

one (1) handicapped parking space in front of Clifford Court #8

And further

Ordered that this matter be referred to the Traffic Commission and the Ordinances and Administration Committee for review, recommendation and measurements.

Councillor Steve Curcuru Ward 3



ORDER: Councillor

#CC2011-033 Ann Mulcahey

DATE RECEIVED BY COUNCIL: 08/09/11

REFERRED TO:

O&A, TC & Police Dept

ORDERED that the Traffic Commission and the Police Department conduct a Radar Recorder study on Taylor Street and Friend Street regarding speeding issues and report their recommendations to the Ordinances and Administration.

Councillor Ann Mulcahey Ward 2



ORDER:
Councillor

#CC2011-034 Jackie Hardy

DATE RECEIVED BY COUNCIL: 08/09/11

REFERRED TO:

O&A & TC

ORDERED that GCO Sec. 22-270 (Parking Prohibited at All Times) and GCO Sec. 22-291 (Tow-Away Zones) be amended by

DELETING: Leonard Street, westerly side, from its intersection of Bridgewater Street, north, to its intersection of Nashua Avenue, opposite the Village Church on Washington Street and

ADDING: Leonard Street, westerly side, from its intersection with Nashua Avenue, opposite the Village Church, north, to its intersection with Dennis Court and from a distance of 100' from Dennis Court to its intersection with Bridgewater Street; and further

ORDERED this matter be referred to the traffic Commission and Ordinances and Administration Standing Committee for review, recommendation and measurements

Councillor Jackie Hardy Ward 4